



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

JUN 22 2011

Joseph E. Sandler, Esq.
Sandler, Reiff & Young, P.C.
300 M Street, S.E., Suite 1102
Washington, D.C. 20003

RE: MUR 6386
Steve Fincher for Congress, *et al.*

Dear Mr. Sandler:

The Federal Election Commission has considered the allegations contained in the complaint filed by your client, Herron for Congress, dated September 29, 2010, but there was an insufficient number of votes to find reason to believe Steve Fincher for Congress and Phyllis Patterson in her official capacity as treasurer, violated 2 U.S.C. § 434(b)(3)(E) and 11 C.F.R. § 104.3(d)(4), and there was an insufficient number of votes to find no reason to believe that Steve Fincher and Phyllis Patterson, in her official capacity as treasurer, violated 2 U.S.C. § 441b(a). Further, there was an insufficient number of votes to find no reason to believe that Gates Banking and Trust Company violated 2 U.S.C. § 441b(a). Accordingly, on June 14, 2011, the Commission closed the file in this matter. One or more Statements of Reasons providing a basis for the Commission's decision will follow.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related files, 68 Fed. Reg. 70,426 (Dec. 18, 2003) and Statement of Policy Regarding Placing First General Counsel's Reports on the Public Record, 74 Fed. Reg. 66132 (Dec. 14, 2009).

The Federal Election Campaign Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8). If you have any questions, please contact Delbert K. Rigsby, the attorney assigned to this matter at (202) 694-1650.

Sincerely,

Susan L. Lebeaux
Acting Deputy Associate General Counsel
for Enforcement

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